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IN THE UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

DANIEL J. MITCHELL, *et al.*,  
 Plaintiffs,  
 v.  
 COUNTY OF MONTEREY,  
 Defendant.

Case No.: 5: 08-01166 JW

**STIPULATION REGARDING  
 SEPARATE STATEMENT IN  
 SUPPORT OF MOTIONS FOR  
 SUMMARY JUDGMENT/SUMMARY  
 ADJUDICATION**

WHEREAS, this action involves twenty plaintiffs and the defendant has asserted nineteen affirmative defenses;

WHEREAS, the parties have conducted thirty depositions and produced thousands of pages of documentary evidence during the course of discovery;

WHEREAS, the parties believe filing separate statements on undisputed facts will enhance the clarity of the parties' moving papers and allow the Court to quickly identify and locate the evidence the parties rely on in their motions,

NOW, THEREFORE, it is hereby stipulated, between the parties, and each of them, that:they request that the court issue an order allowing them to file a separate statement of undisputed facts in

1 support of their motions for summary judgment/summary adjudication, should they deem it necessary,

2 **IT IS SO STIPULATED.**

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4 Dated: December 15, 2010

**MASTAGNI, HOLSTEDT, AMICK,  
MILLER & JOHNSEN**

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7 By: /s/ Isaac S. Stevens  
ISAAC S. STEVENS  
Attorneys for Plaintiffs  
8 DAN MITCHELL, *et al.*

9  
10 Dated: December 15, 2010


11 By: /s/ William K. Rentz  
WILLIAM K. RENTZ  
Sr. Deputy County Counsel  
Attorney for Defendant  
12 COUNTY OF MONTEREY  
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1 [PROPOSED] ORDER FOR LEAVE TO FILE A SEPARATE STATEMENT  
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3 The Court hereby GRANTS the parties leave to file separate statements of undisputed facts  
4 in support of their motions for summary judgment/summary adjudication.  
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6 IT IS SO ORDERED  
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10 Dated: December 16, 2010  
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Hon. James Ware